HON'BLE SRI G.S. SINGHVI, THE CHIEF JUSTICE

AND

HON'BLE SRI JUSTICE R. SUBHASH REDDY

WRIT APPEAL NO. 1094 OF 2005

Between:

State of Andhra Pradesh, Rep. by its

Principal Secretary to Government, Industries

And Commerce Department, Secretariat,

Saifabad, Hyderabad and others.

…… Appellants/Respondents

And

M. Mallikarjuna Rao.

……Respondent/Petitioner

:: JUDGMENT ::

Counsel for the Appellants: Government Pleader for Panchayat Raj

Counsel for Respondents: Mr. Nuty Ram Mohan Rao

Dated: 19-12-2005

Per G.S. Singhvi, CJ

This appeal is directed against Order dated 22-03-2005 passed by the learned single Judge in Writ Petition No. 5886 of 2005 whereby he directed District Level Committee (Sand Auction), East Godavari District, Kakinada to dispose of the representations dated 22-01-2005 and 07-02-2005 submitted by the writ petitioner within four weeks and observed that the
non-petitioners (appellants herein) cannot insist on the payment of fourth instalment of the lease amount before 31-05-2005.

Learned Government Pleader says that during the pendency of the appeal, the writ petitioner (respondent herein) has paid the lease amount and therefore, the appeal has become infructuous.

In view of the statement made by the learned Government Pleader, the appeal is disposed of as infructuous.

G.S. SINGHVI, CJ

R. SUBHASH REDDY, J

19-12-2005

ks/msv